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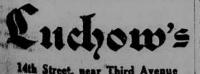
The Conning Tower

THE DIARY OF OUR OWN SAMUEL PEPYS 19 Read "Blind Alley," a brave, and wrote with more honesty war than any other book I have \$1.75 net. At all Booksellers.

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Don't put it off!





rwin Untermyer, the thirty carry dear-old son of Samuel Untermyer, has been so widespread and menacing to the Tammany campaign that Mr. Murphy decided to attack the record of Justice Newburger.

Justice Edward F. Boyle, chairman of the Tammany Executive Committee, presided yesterday afternoon at a special session of the committee. John R. Voorhis, president of the Board of Elections, submitted a printed statement concerning Justice Newburger's record on the bench.

Copies for Democratic Voters

It was adopted as the expression of the Tammany organization, with instructions to have a copy sent to every carolled Democrat in the First Judicial District. The statement follows in a ridge pole set in the crotch of two aridges of the formula plays and the ridge pole set in the crotch of two aridges of the statement follows in a ridge pole set in the crotch of two aridges of the follows in the first Judicial District. The statement follows in a ridge pole set in the crotch of two aridges of the first Judicial District.

Substantially the same condition ex-sts with respect to Judge Newburger's udicial record during the year 1917: Reversed

or Modified

ludge Platzek ..... 22 ludge Philbin ..... 15 Percentage Cited

These figures show that in 1917
Judge Newburger's percentage of reversals on contested appeals taken from cases tried before him was 46, and that in 1918 his percentage of reversals was 60. The longer Judge Newburger has remained upon the bench the worse his record has grown. Perhaps this explains why he declined to enter the primary.

New "Aero" Dance Suppose They Masters Just Suppose They Are Flying in Latest Steps; Shimmy Ignored at

Perhaps this explains why he declined to enter the primary.

"2. The opinion of Judge Newburger entertained by our Court of Appeals is very frankly recorded by the Court in the well known case of People vs. Wolf. 183 N. Y., 464. That case was tried before Judge Newburger while still a judge of the Court of General Sessions, and his conduct as a trial justice was criticised by the Court of Appeals in language which we believe has no counterpart in the history of the law. The court denounced the trial of the defendant, charged with a serious crime. fendant, charged with a serious crime, as unfair, and strongly intimated that the trial justice was 'ignorant of the law?' Following are quotations from the opinion of that distinguished court, in which it rebukes the conduct both of Judge Newburger and of the District

Language of Court of Appeals

Language of Court of Appeals

"Why should court and counsel violate the law in order to enforce it? What a pernicious example is presented when such officers, intrusted with the most important duties, in attempting to punish the guilty, are themselves guilty of departing from the law. Charity cannot extend its presumption to shield either in this case without also presuming that both were ignorant of the law."

"3. Because of Judge Newburger's age he would have at most, according

"3. Because of Judge Newburger's age he would have at most, according to his own statement, four years to serve before reaching the age limitation of seventy years, when he would be required to retire, leaving ten years of his elected term unfilled. Inasmuch as the law now permits his retirement and appointment as an official referee at \$10,000 a year for the balance of his life, with the additional right to practse law, it does not appear that he will suffer any hardship by giving away to a successor who can

of his elected term unfilled, inargued this week end solving

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CARDINAL STREET

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The Tammany organization, with instructions to have a copy sent to every enrolled Democrat in the First Judicial District. The statement follows in part:

"The specific reasons that convinced the executive committee not to recommend Judge Newburger to you for remonitination were impartially canvassed by its members for weeks before the amnouncement of its recommendation. The reasons were:

"I. His judicial record, which, we regret to say, is bad and one of exceptional and surprising carelessness and inefficiency. Of the twenty-eight judges of the Supreme Court in this department he holds the unenviable distinction of standing at the head of the list in the number of his decisions that have been reversed by the higher courts. The official record is briefly as follows:

"In the year 1918 he suffered more reversals by the higher courts on contested appeals than any of his twenty-eight colleagues.

Justices' Records Compared
"Not only is this true of the actual number of reversals but of the percentage of reversals but of the percentage of reversals on contested appeals from his decisions as against affirmances. A comparison with a few other judges shows:

Reversed Firmances. A comparison with a few other judges Shows:

Affirmed modified Judge Newburger 29 44
Judge Platzek. 45 17

Judge Philbin 25 ing the while are the conditions under which small boys are happy they are gloriously happy. Healthy? If you had seen their berry-brown skins, their clear eyes and the pep with which they went at things you wouldn't raise the question.

And why shouldn't they be happy with a 125-acre farm to play over, with "Pop" (also nicknamed by a rem-

Cites Criticism in Old Cache with Control of Appeals and Control of

Pennsylvania France Takes Over Leases

Under the contracts of sale made with France, as quickly as the American forces leave any of the large areas where stores and buildings are stuated, the property becomes the possession of the French government and all teases, rents and claims are assumed by the new purchaser.

Secretary Baker explained that the United States Liquidation Commission, headed by Judge Edwin B. Parker, which negotiated the sale of the American property to the French government, had estimated the total value of the property turned over to the French

winond Insiee Mount, jr im Grace and Barbara, red Yaukauer zabeth H. Wyman....

of Cassine G. Wilson.
A. V. De Witt.
y. S. Peck
D. G. Smyth.
M. Locke.
Hilma Jensen.
Eunice Thomas.
Henry van Dyke.
Frank Bunker Batley.
Lolly
Jolly

### Imagination Works | Society Sees Children Overtime in Doing

Masters 'Just Suppose' They

Are Flying in Latest
Steps; Shimmy Ignored at
the Exhibition Ball

After posing as aviators, infants,
butterflies and daisies, the dancing
masters assembled in convention at
the Hotel Astor have come to the conclusion that it takes a whole lot of
imagination, as well as mere physical
deterity, to make a good dancer. Yesit terday the sedate threw off their cloak
of sobriety and the aged capered with
the lightsomeness of vouth, while they
all engaged in the Barrie-like trick of
'i'ust supposing.''

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all engaged in the Barrie-like trick of
'i'ust supposing.''

After posing she dancers because
for the ensuing year was concluded and
New York was pronounced the meeting
place for 1920, out of a choice including Milwaukee, Denver, Chicago and
Colorado Springs, the dancers because
for a new dance in honor of the aerial
feats of recent months.

A dancing spirit, haif of the earth
and half of the air, was abroad. The
game of "supposing" was at its height.
The dance was a series of intricate
steps, the girls eluding their captors,
the young men spinning giddly
through the clouds.

Conventional street clothes were
taboo a

Conventional street clothes were taboo at last night's session, and the graceful draperies of ancient Greece mingling with the modern costumes of the Broadway footlights made it nothing more or less than a picturesque ball where the dancing was expert and individual.

Special Correspondence NEWPORT, R. I., Aug. 28.—Every-

Act in Play at Pittsfield New "Aero" Dance Summer Colonists Ushers at

Feature of Hospital Field Day

The sales to the French government, however, do not include the total possessions of the American Expeditionary Forces in France. Secretary Baker said, as large quantities of supplies and stores already have been disposed of at public sale to Allied countries and hospital supplies and chemicals have been turned over to the Red Cross in quantities.

France Takes Over Leases
Under the contracts of sale made with France, as quickly as the American forces leave any of the large with France, as quickly as the American forces leave any of the large with France, as quickly as the American forces leave any of the large situated, the property becomes the second of the strain the soldiers and sailors on Madison Square Garden roof to the whole show. A vaudeville programme also will be given for the men by the War Camp Community Service on Sunday night. If it rains the theatre will be used instead of the roof.

the theatre will be used instead of the roof.

Owing to prevailing theatrical conditions Rita Olcott, producer of the Irish play "Lusmore," discontinued rehearsals and disbanded her company yesterday. The play had been announced to open Monday night at the Henry Miller Theatre.

Miss Madeleine Clarke Smith, daughter of Mr. and Mrs. Clarence Smith, of Schenectady, N. Y., will be married to Thomas Leland Ennis, son of Mr. and Mrs. Charles A. Ennis, of Rotterdam Junction, N. Y., at noon to-morrow in the University Place Presbyterian Church.

Dr. and Mrs. James W. Market.

Sheraton dining suites the furnishings of Arthur mons's residence, 60 Park which was conducted on the play the American Art Association of the University Place Presbyterian Church.

The American Art Association of the University Place Presbyterian Church.

Dr. and Mrs. James W. Market. The American Pharmaceutical Asso-

force of approximately 40,000 men salvage corps for a period of ben six and eight months."

Von Weingartner to Direct

Otto Goritz, general director of the Star Opera Company, announced last E. F. materials would be returned to his country. However, materials valued at \$106,000,000 have been reserved for atilization of the American forces broad or for private sale.

POSITIVELY OPEN

PLAYHOUSE To-night, 8:36.

SHUBERT The Next Mon.Ev. Sold

GALLO ENGLISH OPERA CO.

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EQUITY

JEFFERSON DE ANGELIS
HANA SHIMOZUMI
& Others, Prices See to \$2.

The A. E. A. and the Union of Stage
Mechanics and Musicians have given
their approval to this company, and performances will positively be given.

COMEDY Bes Next Mon. Eye. Next

Booth Tarkington and Harry Leon Wilson's

AMERICAN Up From Nowhere

with NORMAN TREVOR.

Greenwich Village Follies with Bessle McCoy Davis, James Watts, Ted Lewis, Cecil Cunningham & GREENWICH VILLAGE Theatre, 4th Av.

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LYRIC West 42 Dully Mats 2 30-25 & 50c, Ergs 8 20-25c to \$1, Incl. Sunday,

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KATHLEEN MAVOURNEEN

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DINE AT SHASTY'S BACCONADES

EVERY DAY, AT LUNA PARK

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Screen's Greatest Emotional Actress. in the Greatest Love Story Ever Told

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ACTORS' EQUITY ASS'N.

PROGRAM SAME ALL WEEK

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DOROTHY GISH
In "Out of Luck."
Mrs. Sidney Drew.
Svay 492 St. RIVOLI ORCHESTRA
TOM MOORE
In "Heartsease."
Tomes Source RIALTO ORCHESTRA

Mr. and Mrs. John Hall McCullough will return to New York about the mid-dle of September, from Seal Harbor,

James W. Barney has returned to the city from Southampton, Long Island.

Music Festival Here in Spring lip, Long Island, from Stamford, Conn., Pended judgment for two years.

Note:-Too many valuable items gramme, will have its last large gathering of the summer to-morrow when the Suffolk Hunt Horse Show will be held. It will take place in the afternoon at the Sycamores, Mr. and Mrs. F. Ashton de Peyster's country place at Water Mill. The entries include children's ponies, farm teams, saddle and harness horses and hunters.

The committee in charge includes

Dr. and Mrs. James W. Markee have eturned by automobile from Dixville returned by automobile from Dixville Notch, N. H., where they spent several

who spent the greater part of the sum-mer at Narraganestt Pier, will return to her home, 30 East Fifty-third Street,

Mr. and Mrs. Horace Havemeyer have P

Hamilton McK. Twombly, at Madison,

CONTINUATION OF SALI THIS DAY AT 1:45 SHARP

FRANCIS X. **BUSHMAN AUCTION ROOMS** 2160 Broadway, Cor. 76 St

when where they were guests of Mr. Have-ill be meyer's mother, Mrs. Henry O. Have-

Mrs. Edwin T. Rice will give a musi-cal this evening at her villa in Stock-

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The total for the second day's sal

Trial to U. S. Missionary

Production

A PARAMOUNT-ARTCRAFT PICTURE

Imagine such crooks in a little village, invading the lives f other human beings as good as these are bad—the acid of sin striving to bite into the gold of pure hearts.